

**NOTICE OF INTENT TO REISSUE A HAZARDOUS WASTE MANAGEMENT PERMIT TO
ROHM AND HAAS CHEMICALS LLC
AND TO APPROVE CORRECTIVE ACTION REMEDIES**

The Tennessee Department of Environment and Conservation's (TDEC) Division of Solid Waste Management (DSWM) proposes to reissue a hazardous waste management permit to Rohm and Haas Chemicals LLC (R&H) that would allow the facility to continue to operate an existing hazardous waste storage facility. This action follows the pre-application public meeting conducted by the facility on February 28, 2005, as required by Tennessee Rule 1200-1-11-.07(2)(c)3(i). No members of the community attended the public meeting.

R&H, EPA ID Number: TND 05 866 0390, located at [730 Dale Avenue in Knoxville](#), Knox County, TN 37921, is currently permitted under Tennessee Permit Number TNHW-003. As of December 31, 2005, the name of the facility has been changed from Rohm and Haas Company to Rohm and Haas Chemicals LLC. The facility submitted notification of this change to DSWM on September 1, 2005. The original permit, issued on January 28, 1985, was subsequently reissued on September 28, 1995. The current permit was effective for ten years. R&H submitted a Part A and Part B Application to DSWM for renewal of the facility's hazardous waste management permit on February 15, 2005, thus enabling the facility to continue to operate under the current permit until a final decision is made. The receipt of the renewal application was public noticed on March 24, 2005. The current permit allowed the facility to store hazardous waste in containers in one storage area with a maximum storage capacity of 9,900 gallons and one tank with a maximum storage capacity of 7,900 gallons. The proposed permit is for the continuance of these storage units and also requires R&H to notify of imminent hazards, and when applicable, comply with the requirements developed under land disposal restrictions and organic air emission standards. A [Fact Sheet](#) has been prepared that summarizes the draft permit requirements. If issued, the permit would be effective for ten years.

Also included as part of this draft permit are the corrective action conditions for the solid waste management units (SWMUs) and areas of concern (AOCs). R&H will be required to investigate any release of hazardous waste or hazardous constituents at the facility, regardless of the time at which waste was placed in a unit, and to take appropriate corrective action for any such release. The Fact Sheet lists the current permit status for sixteen units as requiring confirmatory sampling and four units as requiring a RCRA Facility Investigation (RFI). All investigations required under the current permit have been completed and approved by the DSWM. The proposed permit status for the sixteen confirmatory sampling units is No Further Action.

Included with the Fact Sheet is a [Statement of Basis \(SB\)](#) that recommends remedies for those releases identified during the corrective action process and is designed to facilitate public participation in the remedy selection process. The SB summarizes the nature and extent of the contamination, the potential risks to human health and the environment, and the remedy to be implemented. The permit proposes a final remedy that requires R&H to maintain institutional controls for residual soil contamination at the four units that required an RFI. A final remedy has not been selected for contaminated groundwater, but the proposed permit will require R&H to perform interim corrective measures until the remedy is selected.

The permit is proposed to be reissued under the authority of the Tennessee Hazardous Waste Management Act of 1977, as amended, Tennessee Code Annotated, Section 68-212-101 et seq., and Rule Chapter 1200-1-11, Hazardous Waste Management.

Copies of R&H's application, draft permit, Fact Sheet, Statement of Basis, and public notice are available for public inspection at the Lawson McGhee Public Library, 500 W. Church Ave., Knoxville, TN (865-215-8750). These materials are also available for public inspection during normal business hours, 8:00 a.m. to 4:30 p.m., Monday through Friday, except legal holidays, at the TDEC Knoxville Environmental Field Office, Public Access Area, 3711 Middlebrook Pike, Knoxville, TN 37921 (865-594-6035).

Any interested person may submit written comments on DSWM's proposal or request a public hearing by contacting: Ms. Angela Ivory; Treatment, Storage and Disposal Section; Division of Solid Waste Management; TDEC; 5th Floor, L & C Tower; 401 Church Street; Nashville, TN 37243-1535; telephone 615-532-9267; or <mailto:Angela.Ivory@state.tn.us>. The comments or request for a public hearing must be received by 4:30 p.m., August 6, 2007, to assure consideration. After considering all public comments received, the DSWM Director will issue a final permit decision and a Response to Comments.

TDEC is committed to principles of equal opportunity, equal access, and affirmative action. Contact the EEO/AA Coordinator at 1-888-867-7455 or the ADA Coordinator at 1-866-253-5827 for further information. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).

Persons who wish to be on DSWM's mailing list should request a Mailing List Request form by calling or writing: Public Participation Officer; Division of Solid Waste Management; TDEC; 5th Floor, L & C Tower; 401 Church Street; Nashville, TN 37243-1535 (615-532-0798); or [e-mail Solid.Waste@state.tn.us](mailto:Solid.Waste@state.tn.us).

NOTICE ISSUED: June 21, 2007